

DECEMBER 15, 2014

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisors Davisson, Schmidt and Staszewski. The minutes of the previous meeting were read and approved.

REPORTS

The November 2014 monthly report of the Commission of Veterans Affairs, submitted by Ed Staszewski, Director, was presented, approved and filed.

9:00 A.M. Review of Correspondence and Claims

9:15 A.M. FORMAL ACTION: Resolutions and Motions

The following resolution was presented and on motion adopted.

RESOLUTION #2014-319

BE IT RESOLVED the Clinton County Board of Supervisors hereby re-appoint Ann Soenksen and Ruth Wilson to serve on the Clinton County Historic Preservation Commission and is hereby approved for a term of three (3) years; said term to expire December 31, 2017.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-320

BE IT RESOLVED by the Clinton County Board of Supervisors that Allen Rogis, Ruth Wilson and Harold Hansen are hereby re-appointed to serve on the Pioneer Cemetery Commission for a three-year term, said term to expire December 31, 2017.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-321

BE IT RESOLVED that the Clinton County Board of Supervisors hereby re-appoint Andy Friederichsen as Clinton County's Weed Commissioner and is hereby approved for a one year term; said term to expire December 31, 2015.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-322

WHEREAS, Beth L. (Little) Risdal has petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following property:

Mobile Home (Title #: 23AB22455)  
5000 Lincolnway, #141, Clinton, IA

Parcel #INFLT55A70702AU13

WHEREAS, eligibility for said suspension has been verified by the Iowa Department of Human Services.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension (for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs) be and is hereby approved and the County Treasurer shall make entry on her records accordingly, all under provision of Section 427.9, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.9, Code of Iowa, is for the 2013 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:

Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes  
Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-323

WHEREAS, Clinton County desires to submit a Community Development Block Grant (CDBG) application to provide funding toward the Skyline Center project; and

WHEREAS, the CDBG regulations require grantees of CDBG funding to hold a Public Hearing to solicit public comments on the proposed application.

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors, Clinton, Iowa, that a Public Hearing on the proposed CDBG application be held on Monday, December 22, 2014, at 9:40 a.m. before the Supervisors Meeting in the Clinton County Administration Building, Conference Room B, 1900 North Third Street, Clinton, Iowa; and

BE IT FURTHER RESOLVED that notice of this hearing shall be published in accordance with the law.

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes  
Jill M. Davisson, Chairperson

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

Clinton County Auditor Eric Van Lancker reported that the County Compensation Board has been notified it will meet on Jan. 12 at 5:30 p.m. in the board room. He added all Compensation Board members and elected officials received the meeting packet through email.

Corey Johnson, Clinton County Building Maintenance Manager, said the card entry and handicap button are being installed in the Satellite Office Building. He said Supervisor Schmidt and Van Lancker will meet to finish the grant paperwork on the Administration Building generator project. Johnson said the final inspection will be this week. He also informed the Board of Supervisors that cameras are also being installed in the Administration Building.

Betsy Smith, Clinton County IT Director, said she was asked by an incoming elected official for email access, but the County Attorney said that shouldn't be allowed and he will speak with the elected official about why. Clinton County Attorney Mike Wolf said he had questions about officer elects and email accounts. He believes they are like any other citizen until they take over on January 2.

Todd Kinney, Clinton County Engineer, was contacted about the bike path. He said next year Scott County will work on a stretch and then the year after will be extended into Camanche. He's encouraging the Department of Transportation (DOT) to apply for grant funding to add a six-foot paved shoulder for the bike path in Clinton County. It's been suggested that Clinton County apply for the funding, but Kinney said it isn't a county road. He believes the DOT should apply for the grant.

9:30 A.M. Discussion / Possible Action: IT Director Betsy Smith with motion to authorize Chairperson to sign agreement between Clinton County and City of Clinton transferring ownership of fiber optic cable on Courthouse/Law Center Grounds

Smith said the ICN needs a fiber connection between the Law Center and the Courthouse. She said ICN could use existing fiber lines however, the City of Clinton actually owns the fiber optic cables. An agreement has been made with the City of Clinton to transfer ownership to the County at no cost. The County will be responsible for maintaining it. She said the approximate value is estimated at \$3,000. The agreement also allows the City to use two strands if it requires it.

Motion was made by Supervisor Staszewski to authorize the Chairperson to sign an agreement with the City of Clinton transferring ownership of the fiber optic cable on the Courthouse/Law Center property.

Roll Call:

Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes

Motion carried.

9:45 A.M. Discussion / Possible Action: IT Director Betsy Smith with motion to authorize Chairperson to sign agreement between Clinton County and the State of Iowa, Iowa Communications Network, granting use of two strands of fiber optic cable from Law Center to Courthouse

Motion was made by Supervisor Schmidt to authorize the Chairperson to sign an agreement with the Iowa Communications Network approving usage of two fiber optic cables from the Law Center to the Courthouse.

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes

Motion carried.

10:00 A.M. IMWCA Best Practices Award Presentation

Russ Sporer and Dean Shady of IMWCA along with local insurance agents John Root and Julie Bray of AC Root presented the County with the IMWCA Best Practices Award.

Shady said this is the sixth year in a row that Clinton County has won the award and he is also presenting a \$2,000 check to the County. He noted the work done by the County Risk Committee and employees has resulted in more than a 34% discount on the County’s insurance premium. Shady added that ultimately, the real benefit has kept County employees from being injured.

Sporer said he works with 72 counties and Clinton County is one of only two that has earned the best practices for six years in a row. He congratulated Chairperson Davisson on her 24 years of service with the County and wished her luck in retirement.

Davisson said the County employees and elected officials work hard to keep their people safe.

Shady said the County is fortunate that Bray is a hands-on agent.

- 10:15 A.M. Board of Trustees for Drainage Districts:
- Drainage District #23: Discussion/Possible Action for Review of Repair Project Bids and Award of Contract

Motion was made by Supervisor Schmidt to recess as Board of Supervisors and convene as Board of Trustees for Drainage District #23.

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes

Motion carried. Board of Supervisors recessed and Board of Trustees for DD#23 convened at 10:16 a.m.

Clinton County Engineer Todd Kinney reported five bids were opened on Friday for the repair project. He said \$67,800 was the engineer estimate for the project. The low bid from Dexter Dozing and Scraping was for \$55,894.04. Kinney said Nov. 19, 2015, is the deadline for substantial completion. The start of the work is up to the contractor. Kinney said private culverts that need to be lowered need to be done by the property owner.

The following resolution was presented and on motion adopted.  
RESOLUTION #2014-DD23-01

WHEREAS, the estimated cost of the proposed Drainage District #23 repairs require that the Clinton County Board of Supervisors acting as Trustees for Drainage District #23 hold a hearing to solicit comments from Drainage District #23 landowners and interested parties on the proposed repair project prior to authorizing the preparation of plans and specifications, and

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #23 held a Public Hearing on the proposed repairs and the Engineer’s Report, and

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #23 have considered the bids received on December 12, 2014, for the Drainage District #23 2014 Repair Project, and

WHEREAS, the total amount of each bid was as follows:

Dexter Dozing and Scraping	\$55,894.04
Rittmer, Inc.	\$60,066.00
A&S Excavating	\$63,292.00
Payne and Associates	\$71,448.12
Brandenburg Drainage	*\$75,500.00
*Non-responsive	

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, acting as Trustees for Drainage District #23, waive any minor bid irregularities and concurs with the Clinton County Engineer’s recommendation that the contract for said work be awarded to the low responsible bidder, as follows:

Dexter Dozing and Scraping	\$55,894.04
Wheatland, Iowa	

BE IT FURTHER RESOLVED that the Chairperson of the Board of Supervisors be authorized to execute said contracts on behalf of Clinton County, Iowa.

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes  
Jill M. Davisson, Chairperson

Motion was made by Supervisor Schmidt to adjourn as Board of Trustees and reconvene as Board of Supervisors

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes

Motion carried. Board of Trustees adjourned and Board of Supervisors reconvened at 10:28 a.m.

10:39 A.M. Public Hearing for the purpose of soliciting public comment on the Proposed Offer to Purchase from Charles Borchers, Toronto, Iowa, Parcel #3600840000 with method of sale as being Quit Claim Deed

PUBLIC HEARING

Chairperson Davisson called the Public Hearing to order at 10:39 a.m. Present were Supervisors Schmidt and Staszewski; Administrative Assistant Roberta Lewis; County Auditor Eric Van Lancker; County Attorney Mike Wolf; and members of the media and public.

The purpose of the Public Hearing was to solicit comments concerning the possible sale through Quick Claim Deed of County property to Charles Borchers of Toronto.

Proof of publication was presented, accepted, and returned for filing.

No comments were received previous to the hearing.

Wolf said the attorney for the Borchers’ provided some information about the sale and sale price. Wolf said this transaction makes a lot of sense.

Motion was made by Supervisor Schmidt to adjourn the Public Hearing.

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes

Motion carried. The Public Hearing was adjourned at 10:41 a.m.

10:41 A.M. Possible Action to follow Public Hearing

The following resolution was presented and on motion adopted.

RESOLUTION #2014-324

WHEREAS, the Clinton County Board of Supervisors (hereinafter “Board”) on this date conducted a Public Hearing for sale of Clinton County real property located in Toronto, Iowa, (parcel ID #3600840000) and

legally described as follows:

Part of Government Lot ten (10) of the southwest quarter (SW ¼) of the southeast quarter (SE ¼) of section seventeen (17), township eighty-two (82) north, range one (1), commencing at the northwest corner of block four (4) Toronto, thence west 8 ½ degrees, south twenty-four (24) rods to the Wapsipinicon River; thence along the Wapsipinicon River to the extension of the north line of Adams Street, thence east to the southwest corner of block five (5), thence south to the place of beginning,

(hereinafter “Toronto Property”).

WHEREAS, the Boards accepts the offer to purchase the Toronto Property by Charles Borchers for \$217.

WHEREAS, the Board authorizes Attorney John Peavey to handle the closing of the Toronto Property; and Chairperson, Jill Davisson, to sign and convey the Toronto Property by Quit Claim Deed to Charles D. and Linda Borchers, joint tenants, upon payment in full.

Roll Call:  
Staszewski: Yes  
Schmidt: Yes  
Davisson: Yes  
Jill M. Davisson, Chairperson

10:45 A.M. Discussion / Possible Action: Department Head Policy status

Davisson said the Department Head Policy was controversial when adopted and HR Consultant Paul Gruefe and Wolf had concerns with it. She said Gruefe said the policy creates division. A resolution was offered to the Board of Supervisors that states anyone hired after May of 2014 would not be considered under the this policy.

Van Lancker added he isn’t for the policy as it places liability on the budget due to a severance package and added vacation included in it.

Davisson said they will consider the matter further to more appropriately clean up the policy. They will try to consider a new resolution by December 30.

11:18 A.M. Administrative Assistant Discussion Items:

- 1. Budget session procedure overview
- 2. Review/scheduling budget sessions
- 3. Christmas Eve Day Early Closure Reminder
- 4. Mississippi Bend Area Education Agency (MBAEA) Letter of Intent to Terminate Lease
- 5. Discussion/Possible Action: Administrative Assistant to Board of Supervisors request for Department Head status

Davisson said the Board of Supervisors has received formal notice that MBAEA will move out of the building March 1, 2015. She suggested a new renter not be found and the extra space be used for storage. Johnson said he has plans he would like to propose to the Board of Supervisors when the MBAEA moves out of the building.

Board of Supervisors Administrative Assistant Roberta Lewis asked about scheduling budget work sessions. It was brought up that a resolution to set the meeting schedule for the Board of Supervisors through April be considered. Van Lancker said he was concerned about setting meeting dates by resolution. He said that could cause budgetary issues as it could cause longer minutes and more resolutions to be published at extra cost. Van Lancker said when the Board of Supervisors changed its meeting schedule it simply agreed on the change and included the change on the Board of Supervisors agenda. Supervisor-Elect Dan Srp said he wanted to make sure the public knew the meetings were being changed to Tuesday instead of the regular Monday meetings.

Lewis asked about the Christmas Eve early closing of the County buildings. She asked if she should send out a news release about the closing at 1 p.m. Board of Supervisors requested she send out a news release.

The Board of Supervisors adjourned to meet on Monday, December 22, 2014.

Eric Van Lancker, County Auditor

Jill M. Davisson, Chairperson

-APPROVED-

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County Auditor

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Chairperson